

**Notice of Allowability**

Application No.

09/927,041

Examiner

Sara M. Hanne

Applicant(s)

LOUI ET AL.

Art Unit

2179

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 2/12/07.
2. ☒ The allowed claim(s) is/are 1,3-20 and 23-28.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some\* c) ☐ None of the:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

- |  |  |
|--|--|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892)   | 5. <input type="checkbox"/> Notice of Informal Patent Application                      |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                               | 6. <input type="checkbox"/> Interview Summary (PTO-413),<br>Paper No./Mail Date _____. |
| 3. <input checked="" type="checkbox"/> Information Disclosure Statements (PTO/SB/08),<br>Paper No./Mail Date _____ | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment                    |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit<br>of Biological Material         | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance   |
|  | 9. <input type="checkbox"/> Other _____.   |

smh

### EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Justin D. Petruzzelli on 6/15/07.

The application has been amended as follows:

Amend Claim 7 as follows: beginning on line 8 "c) extracting a feature set by processing pairs of said segments, said extracting generating an inter-segment color dissimilarity feature and an inter-segment temporal feature of each said pair of segments, said inter-segment temporal feature including metrics of temporal separation between the segments of the respective said pair and accumulated duration of the segments of the respective said pair; and"

Amend Claim 10 as follows: beginning on line 5 "extracting a feature set by processing pairs of segments, said extracting generating an inter-segment color dissimilarity feature and an inter-segment temporal feature of each said pair of segments, said inter-segment temporal feature including metrics of temporal separation between the segments of the respective said pair and accumulated duration of the segments of the respective said pair; and"

Amend Claim 11 as follows: beginning on line 8 "c) extracting a feature set by processing pairs of segments, said extracting generating an inter-segment color dissimilarity feature and an inter-segment temporal feature of each said pair of segments, said inter-segment temporal feature including metrics of temporal separation between the segments of the respective said pair and accumulated duration of the segments of the respective said pair;"

Amend Claim 17 as follows: beginning on line 8 "extracting a feature set by processing pairs of segments, said extracting generating an inter-segment color dissimilarity feature and an inter-segment temporal feature of each said pair of segments, said inter-segment temporal feature including metrics of temporal separation between the segments of the respective said pair and accumulated duration of the segments of the respective said pair;"

Amend Claim 18 as follows: beginning on line 7 "c) extracting a feature set by processing pairs of segments, said extracting generating an inter-segment color dissimilarity feature and an inter-segment temporal feature of each said pair of segments, said inter-segment temporal feature including metrics of temporal separation between the segments of the respective said pair and accumulated duration of the segments of the respective said pair;"

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Amend Claim 20 as follows: beginning on line 8 "c) extracting a feature set by processing pairs of segments, said extracting generating an inter-segment color dissimilarity feature and an inter-segment temporal feature of each said pair of segments, said inter-segment temporal feature including metrics of temporal separation between the segments of the respective said pair and accumulated duration of the segments of the respective said pair;"

Cancel Claims 21-22 and 29;

The following is an examiner's statement of reasons for allowance: the appeal brief arguments submitted 2/12/07 were persuasive. Specifically, the argument beginning on page 22, line 24 *"Regarding All Claims: The cited references do not teach or suggest merging video segments with a merging criteria that applies a probabilistic analysis of inter-segment features of pairs of segments"* has been deemed persuasive.

***Conclusion***

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Sara M. Hanne whose telephone number is (571) 272-4135. The examiner can normally be reached on M-F 7:30am-4:00pm, off on alternating Fridays.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, WEILUN LO can be reached on (571) 272-4847. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

smh

  
**WEILUN LO**  
**SUPERVISORY PATENT EXAMINER**